

Notice of Allowability

Application No.

10/820,498

Applicant(s)

DAVIS ET AL.

Examiner

Jean A. Gelin

Art Unit

2617

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☐ This communication is responsive to 11/02/06.
2. ☒ The allowed claim(s) is/are 1-36, 38, 39 renumbered as 1-38.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

DETAILED ACTION

1. This is in response to the Applicant's arguments and amendments filed on September 21, 2006 in which claims 1-3, 6, 9-11, 18, 19, 22, 23, 25, 36, and 38-39 have been amended, claims 37 and 40-46 have been canceled. Claims 1-36 and 38-39 are currently pending.

EXAMINER'S AMENDMENT

2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Harold Marquis on 11/13/06.

The application has been amended as follows: please replace claim 38 and claim 39 with the followings:

38. (Currently amended) A remote telemetry device comprising:

a transceiver that receives a first assigned identification code and a second assigned identification code, the first assigned identification code being configured for being changed to the second assigned identification code;

a processing device coupled to the transceiver, the processing device being configured for detecting the second assigned identification code, wherein said transceiver transmits the assigned identification code via a cellular network; and

a memory that stores one of the assigned identification code, a translation device identification code, and a LAN identification code, the assigned identification code enabling the remote telemetry device to be identified and to establish communication with an access translation device, the translation identification code or the LAN identification code enabling the remote telemetry device to identify the access translation device and to establish communication with the access translation device.

39. (Currently amended) A remote telemetry device comprising:

a transceiver that receives a first assigned identification code and a second assigned identification code, the first assigned identification code being configured for being changed to the second assigned identification code; and

a processing device coupled to the transceiver, the processing device being configured for detecting the second assigned identification code, wherein said transceiver transmits the second assigned identification code via a cellular network wherein the transceiver transmits one of the translation identification code, the LAN identification code and the assigned identification code, wherein the translation identification code or the LAN identification code can be used to identify the access translation device to establish communication with the remote telemetry device, wherein the assigned identification code can be used to identify the remote telemetry device to establish communication with the access translation device.

Allowable Subject Matter

3. After a further search and thorough examination of the present application and in view of the applicant's arguments and amendments claims 1-36 and 38-39, respectively renumbered as 1-38, are found to be in condition of allowance

4. The following is an examiner's statement of reasons for allowance: the prior art a communication device adapted to change software code based on the location of the device. The prior art further teaches the call identification code of a remote-controllable electronic appliance may continuously vary after a predetermined time and identification code can be changed based on request.

On the other hand, the Applicant teaches access translation device receiving the first identification code from the central data acquisition system; the access translation device receiving the second identification code from the remote telemetry device; associating the first identification code with the second identification code; and the access translation device translating one of (i) the first identification code into the second identification code and (ii) the second identification code into the first identification code that enables communication between the central data acquisition system and a remote data collection device despite the fact the central data acquisition system and remote telemetry device have two different identification codes. These limitations, in conjunction with all limitations of the independent claims, have not been disclosed, taught, or made obvious over the prior art of record.

The Applicant further teaches, inter alia, a memory that stores one of the assigned identification code, a translation device identification code, and a LAN

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identification code, the assigned identification code enabling the remote telemetry device to be identified and to establish communication with an access translation device, the translation identification code or the LAN identification code enabling the remote telemetry device to identify the access translation device and to establish communication with the access translation device. These limitations, in conjunction with all limitations of the independent claims, have not been disclosed, taught, or made obvious over the prior art of record.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Huebler et al.	US 2003/0061488	03/27/2003
Lee et al.	US 6,570,507	05/27/2003
Chen	US 2003/0110269	06/12/2003
Yee et al.	US 6,529,883	03/04/2003

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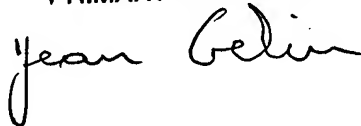
6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jean A. Gelin whose telephone number is (571) 272-7842. The examiner can normally be reached on 9:30 AM to 7:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Marsha Banks-Harold can be reached on (571) 272-7905. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

JGelin
November 13, 2006

JEAN GELIN
PRIMARY EXAMINER

A handwritten signature in cursive script that reads "Jean Gelin".